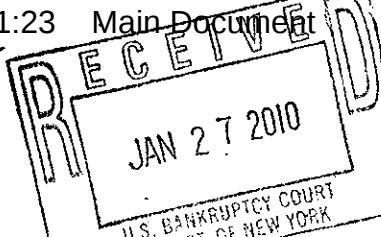


JS 44C/SDNY
REV. 1/2008

100-646

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.



CIVIL COVER SHEET

PLAINTIFFS

DEFENDANTS

Michigan Self-insurers' Security Fund (Appellant)

DPH Holdings Corp., et al. (Reorganized Debtors) (Appellees)

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
 Dennis J. Raterink
 Michigan Dept of Attorney General
 PO Box 30736
 Lansing, MI 48909; (517) 373-1176

ATTORNEYS (IF KNOWN)
 Skadden Arps Slate Meagher & Flom
 John W. Butler, Jr.; John K. Lyons
 155 N Wacker Dr, Ste 2700
 Chicago, IL 60606; (312) 407-0700

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
 (DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Appeal as of right under 28 U.S.C. 158(a)(1) from bankruptcy court order denying motion to file late claim.

Has this or a similar case been previously filed in SDNY at any time? No Yes Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

05-44481 # 19248

TORTS

ACTIONS UNDER STATUTES

CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
[] 110 INSURANCE	[] 310 AIRPLANE	[] 362 PERSONAL INJURY - MED MALPRACTICE	[] 610 AGRICULTURE	[] 422 APPEAL	[] 400 STATE REAPPORTIONMENT
[] 120 MARINE	[] 315 AIRPLANE PRODUCT LIABILITY	[] 365 PERSONAL INJURY PRODUCT LIABILITY	[] 620 OTHER FOOD & DRUG	[] 423 WITHDRAWAL	[] 410 ANTITRUST
[] 130 MILLER ACT	[] 320 ASSAULT, LIBEL & SLANDER	[] 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	[] 625 DRUG RELATED PROPERTY	21 USC 881	[] 430 BANKS & BANKING
[] 140 NEGOTIABLE INSTRUMENT	[] 330 FEDERAL EMPLOYERS' LIABILITY		[] 630 LIQUOR LAWS	PROPERTY RIGHTS	[] 450 COMMERCE
[] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[] 340 MARINE		[] 640 RR & TRUCK		[] 460 DEPORTATION
[] 151 MEDICARE ACT	[] 345 MARINE PRODUCT LIABILITY		[] 650 AIRLINE REGS		[] 470 RACKETEER INFLUENCED & CORRUPTED ORGANIZATION ACT (RICO)
[] 152 RECOVERY OF DEFANTED STUDENT LOANS (EXCL VETERANS)	[] 350 MOTOR VEHICLE	[] 370 OTHER FRAUD	[] 660 OCCUPATIONAL SAFETY/HEALTH		[] 480 CONSUMER CREDIT
	[] 355 MOTOR VEHICLE PRODUCT LIABILITY	[] 371 TRUTH IN LENDING	[] 670 OTHER		[] 490 CABLE/SATELLITE TV
[] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	[] 360 OTHER PERSONAL INJURY	[] 380 OTHER PERSONAL PROPERTY DAMAGE		SOCIAL SECURITY	[] 510 SELECTIVE SERVICE
[] 160 STOCKHOLDERS SUITS		[] 385 PROPERTY DAMAGE PRODUCT LIABILITY	LABOR		[] 550 SECURITIES/ COMMODITIES/ EXCHANGE
[] 180 OTHER CONTRACT CONTRACT			[] 710 FAIR LABOR STANDARDS ACT		[] 575 CUSTOMER CHALLENGE
[] 195 PRODUCT LIABILITY			[] 720 LABOR/MGMT RELATIONS		12 USC 3410
[] 196 FRANCHISE		ACTIONS UNDER STATUTES	[] 730 LABOR/MGMT REPORTING & DISCLOSURE ACT	FEDERAL TAX SUITS	[] 590 OTHER STATUTORY ACTIONS
	CIVIL RIGHTS	PRISONER PETITIONS	[] 740 RAILWAY LABOR ACT		[] 610 AGRICULTURAL ACTS
REAL PROPERTY	[] 441 VOTING	[] 510 MOTIONS TO VACATE SENTENCE	[] 750 OTHER LABOR LITIGATION	[] 620 TAXES (U.S. Plaintiff or Defendant)	[] 625 ECONOMIC STABILIZATION ACT
	[] 442 EMPLOYMENT	28 USC 2255	[] 790 EMPL RET INC SECURITY ACT	[] 671 IRS-THIRD PARTY	[] 630 ENVIRONMENTAL MATTERS
	[] 443 HOUSING/ ACCOMMODATIONS	[] 530 HABEAS CORPUS	IMMIGRATION	26 USC 7609	[] 640 ENERGY ALLOCATION ACT
[] 210 LAND CONDEMNATION	[] 444 WELFARE	[] 535 DEATH PENALTY			[] 650 FREEDOM OF INFORMATION ACT
[] 220 FORECLOSURE	[] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	[] 540 MANDAMUS & OTHER	[] 462 NATURALIZATION APPLICATION		[] 660 APPEAL OF FEE DETERMINATION UNDER EQUAL ACCESS TO JUSTICE
[] 230 RENT LEASE & EJECTMENT	[] 446 AMERICANS WITH DISABILITIES - OTHER	[] 550 CIVIL RIGHTS	[] 463 HABEAS CORPUS - ALIEN DETAINEE		[] 670 CONSTITUTIONALITY OF STATE STATUTES
[] 240 TORTS TO LAND		[] 555 PRISON CONDITION	[] 465 OTHER IMMIGRATION ACTIONS		
[] 245 TORT PRODUCT LIABILITY					
[] 290 ALL OTHER REAL PROPERTY	[] 440 OTHER CIVIL RIGHTS				

Check if demanded in complaint:

 CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN X IN ONE BOX ONLY)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2a. Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge Judgment
<input type="checkbox"/> 2b. Removed from State Court AND at least one party is pro se.						

(PLACE AN X IN ONE BOX ONLY)

<input type="checkbox"/> 1 U.S. PLAINTIFF	<input type="checkbox"/> 2 U.S. DEFENDANT	<input checked="" type="checkbox"/> 3 FEDERAL QUESTION (U.S. NOT A PARTY)	<input type="checkbox"/> 4 DIVERSITY	IF DIVERSITY, INDICATE CITIZENSHIP BELOW. (28 USC 1322, 1441)
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CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF <input type="checkbox"/> DEF <input type="checkbox"/>	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF <input type="checkbox"/> DEF <input type="checkbox"/>	INCORPORATED <u>or</u> PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF <input type="checkbox"/> DEF <input type="checkbox"/>
CITIZEN OF ANOTHER STATE	<input type="checkbox"/> 1 <input type="checkbox"/> 2	INCORPORATED <u>or</u> PRINCIPAL PLACE OF BUSINESS IN THIS STATE	<input type="checkbox"/> 3 <input type="checkbox"/> 4	FOREIGN NATION	<input type="checkbox"/> 5 <input type="checkbox"/> 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN
(DO NOT check either box if this a PRISONER PETITION.)

DATE 1/11/2010 SIGNATURE OF ATTORNEY OF RECORD

RECEIPT # *Dennis Antenck*

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO
[] YES (DATE ADMITTED Mo. _____ Yr. _____)
Attorney Bar Code #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

J. Michael McMahon, Clerk of Court by _____ Deputy Clerk, DATED _____